

STATE OF NORTH CAROLINA DEPARTMENT OF TRANSPORTATION

P.O. BOX 25201, RALEIGH, NC 27611-5201

CERTIFICATION OF RULEMAKING

Certifying Agency: Department of Transp	ortation					
Action:	x	Adoption	х	Repeal		
Statutory Authority: 20-141.						
Public Hearing Not F GS 150A-1, 20-1.	Required F	or This Action Under	r:			
Rule Summary: Municipal Speed Zone	PS.					
Circumstances Required Necessary for public s	A STATE OF THE PARTY OF THE PAR	and the second s				
Effective Date: March 04, 2009						
March 04, 2009 DATE					4	OFFICER SIGNATURE
				127		James, K. Lacy, P.E.
						State Traffic Engineer

Municipal Speed Zones

The Board of Transportation has delegated to the Secretary of Transportation the authority to adopt and promulgate all rules and regulations and ordinances regulating traffic on the highways pursuant to authority of N.C.G.S 143B-350 (g) (see 19ANCAC 4A.0004).

The State Traffic Engineer is subdelegated the authority by the Secretary of Transportation to adopt and promulgate all necessary rules, regulations and ordinances for the use of and to police traffic on state highways, and to set, change, or extend route numbers on the Primary Highway System of North Carolina pursuant to authority of N.C.G.S 143B-350(g) (see 19ANCAC 4A.0004).

Pursuant to that delegation, the State Traffic Engineer hereby adopts and promulgates the following ordinances based on traffic and engineering studies performed by the Traffic Engineering Branch, Department of Transportation, and in accordance with General Statute 20-141.

COUNTY HENDERSON

DIVISION 14

DECLARE THE FOLLOWING

County / Municipality	Ordinance Number	Route	Spd	Trk Spd Lmt	Description
HENDERSON	1059473	US 64	45	45	From Grove Street eastward to SR 1525
HENDERSONVILLE					(Dana Rd.).

RESCIND THE FOLLOWING

County / Municipality	Ordinance Number	Route	Spd	Trk Spd Lmt	Description
HENDERSON	1022347	US 64	45	45	US 64 from a point 0.87 mile west of SR
HENDERSONVILLE					1525 east for 0.77 mile to a point
<u> </u>					0.10mile west of SR 1525.

March 04, 2009 Page 2 of 3

The foregoing Highway Traffic Ordinances are hereby adopted in accordance with the General Statutes of North Carolina (20-141).

All the actions to the Highway Traffic Ordinances herein adopted are effective March 04, 2009 and are identified as follows:

ORDINANCE TYPE	ADOPT	REPEAL
Municipal Speed Zones		1
Total	1	1

The Division Engineer for each affected Division shall cause to be erected appropriate signs indicating the action of the State Traffic Engineer and these ordinances shall be in full force and effect from and after the erection of such signs.

March	04,	2009	
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DATE

OFFICER SIGNATURE

James. K. Lacy, P.E.

TYPED NAME

State Traffic Engineer

TITLE

CERTIFICATION OF MUNICIPAL ORDINANCE DECLARING SPEED LIMIT MODIFICATIONS AND REQUEST FOR CONCURRING ORDINANCE BY DEPARTMENT OF TRANSPORTATION:

	I, Tammie K Drake		, Clerk of	City		
			4	(City)	(Town)	
Hendersonville			hereby certify that the	ncil		
					erning Body)
of the	CILL OF A	enderenwille	duly enacted on the	8th		day of
_	(City)	(Town)	duly enacted on the			_ day of
1.	anuary				6.000 6 .000 000 6 .000 000 000	1
	arsuary	,	2009 an ordinand	ce based upon o	ingineering and	1 traine
nvestiga nodifica	tion pursuant tions as set fo	to authority grant orth below on the	ed by G.S. 20-141(f) dec following described porti	laring the followion of a State F	wing speed lim lighway System	it 1 Street:
		De	clare the Following Sp	eed Limit		
Speed	Tee I					
Limit	Route	Lance Control	Descri	ption		
45	US 64	From Grove St	treet eastward to S	R 1525 (Dana	Rd.)	
said ordin	nance to beco	me effective upon	adoption of the Depart	ment of Transp	ortation of a c	oncurring
		100 CARSON AND AND AND AND AND AND AND AND AND AN	- 100 (A)			7
ordinance	e and the erec	tion of signs givin	g notice of the authorize	ed speed limit; t	hat said ordina	nce is
mandad	in Minuta Ra	ala 71				
ecoraea	in Minute bo	ok	at page 111	•		
I	n witness whe	reof, I have hereu	nto set my hand and the	seal of the	City	of
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CERTIFICATION OF MUNICIPAL ORDINANCE DECLARING SPEED LIMIT MODIFICATIONS AND REQUEST FOR CONCURRING ORDINANCE BY DEPARTMENT OF TRANSPORTATION:

	I, -	Tammie 1	4. Dvake	,	Clerk of the		City		of
	Hendersonville							ty) (Town)	
	riciide	rechatite	, do h	ereby certify t	hat the	City	Counc	r l	
		URER VOT DIS				(0	overn	ing Body)	
of the		or Hendevs		duly enacted	on the	FIF	th		day of
	2	(City)	(Town)						_ uay or
Fe	bruan		, 20	<u>09</u> an o	ordinance ha	sed upo	i-		CC1
investig	ation po	irsuant to au	thority amorad		./0				
modific	ations a	s set forth be	elow on the foll	wine describ	ed portion o	f a State	tra-L	speed limit	
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			Rescind the	Following S	need I imie	0-1:	= 0.00		
			200	YOU WILL S	been Limit	Oroina	nce		
		¥							
Speed							-		
Limit	Rout		7/15/10/2005		Description				
45	US 6	4 US 64	from a point	.87 mile	west of SF	1525	east f	or .77 m	ile
			oint .10 mil						-
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aid ordir	lance to	become eff	ective upon ado	ption of the I	Department of	of Transp	portatio	n of a con	curring
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ecorded ;	in Minu	te Book 21	at page 123						
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CITYOFHENDERSONVILLE

PAGE 02/03

Ordinance #09-0103

ORDINANCE DECLARING SPEED LIMIT MODIFICATIONS AND REQUEST FOR CONCURRING ORDINANCE BY DEPARTMENT OF TRANSPORTATION

Be it ordained by the City Council of the City of Hendersonville:

Based upon an engineering and traffic investigation, pursuant to authority granted by G.S. 20-141 (f), declare the following speed limit modifications as set forth below on the following

described portion of a State Highway System Street:

Speed Limit

Ordinance Number

Declare the following Speed Limit

Description

45

Dr. Martin Luther King, Jr. Boulevard (U.S. Highway 64 East)

from Grove Street to Dana Road SR 1525

Speed Limit

Ordinance Number

Rescind the following speed limit

Description

This ordinance to become effective upon adoption of the Department of Transportation of a concurring ordinance and the erection of signs giving notice of the authorized speed limit,

Adopted this eighth day of January, 2009.

ATTEST:

Barbara Volk, Mayor Pro Tem, City of Hendersonville

Tammie K. Drake

Tammie K. Drake, CMC, City Clerk

Approved as to form:

Samuel H. Fritschner, City Attorney